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PTO/SB/21 (08-00)

Approval for use through 10/31/2002 OMB 0651-0031

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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 09/755,016 | |
| | Filing Date | Jan 5, 2001 | |
| | First Named Inventor | Walke, D. Wade | |
| | Group Art Unit | 1652 | |
| | Examiner Name | c. Fronda | |
| Total Number of Pages in This Submission | 2 | Attorney Docket Number | LEX-0114-USA |


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| ENCLOSURES (check all that apply) | | |
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| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment / Reply | <input type="checkbox"/> Licensing-related Papers | <input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | |
|--------------------------------|-----------------------------------|---|
| Firm or Individual name | Lexicon Genetics Incorporated |  |
| | Lance K. Ishimoto Reg. No. 41,866 | |
| Signature | 24231 PATENT TRADEMARK OFFICE | |
| Date | June 6, 2003 | |

| | |
|------------------------------|---------------|
| Typed or printed name | Michele Klein |
| Signature | |



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Walke *et al.*

Serial No.: 09/755,016

Group Art Unit: 1652

Filed: 01/05/2001

Examiner: C. Fronda

For: Novel Human Proteases and Polynucleotides
Encoding the Same

Atty Docket No.: LEX-0114-USA

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

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Assistant Commissioner for Patents
Alexandria, VA 22313

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed March 6, 2003 ("Final Action"), finally rejecting claims 1, 2 and 5-10.

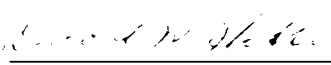
The fee as required under 37 C.F.R. § 1.17(b) for filing this Notice of Appeal is \$160.00, and the Commissioner is hereby authorized to deduct this fee from Applicants' Representatives' Deposit Account No. 50-0892.

The Notice is timely filed, and Applicants believe no fees in addition to the fees for filing the Notice of Appeal are due in connection with this communication. However, should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason related to this communication, the Commissioner is authorized to charge any underpayment or credit any overpayment to Applicants' Representatives' Deposit Account No. 50-0892.

Respectfully submitted,

June 6, 2003

Date


David W. Hibler
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